

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

Kathleen J. McCarvill

v.

Civil No. 11-cv-00530-JL

Michael R. Fahey

**ORDER AFTER PRELIMINARY**  
**PRETRIAL CONFERENCE**

The Preliminary Pretrial Conference was held in chambers on  
**January 19, 2012.**

The Discovery Plan (document no. 17) is approved as  
submitted, with the following changes:

- Close of discovery - **August 30, 2012**
- Expert discovery

Plaintiff's expert disclosure - **May 1, 2012**  
Defendant's expert disclosure - **June 15, 2012**

- Summary judgment deadline - **120 days prior to final  
pretrial conference**
- Jury trial - **January, 2013**

**Summary Judgment.** The parties and counsel are advised that  
compliance with Rule 56(e) and Local Rule 7.2(b), regarding  
evidentiary support for factual assertions, and specification and  
delineation of material issues of disputed fact, will be  
required.

**Discovery disputes.** Discovery disputes will be handled by the undersigned judge, as opposed to the Magistrate Judge, in the normal course. No motion to compel is necessary. The party or counsel seeking discovery-related relief should confer with adverse counsel to choose mutually available dates, and then contact the Deputy Clerk to schedule a conference call with the court. The court will inform counsel and parties what written materials, if any, should be submitted in advance of the conference call.

Customary motions to compel discovery, while disfavored by the undersigned judge, are nonetheless permissible. If counsel prefer traditional discovery litigation to the conference call procedure set forth above, any such motion to compel should expressly request, in the title of the motion, a referral to the United States Magistrate Judge. Such referral requests will normally be granted. If the Magistrate Judge is recused, alternate arrangements will be made.

**SO ORDERED.**

  
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Joseph N. Laplante  
United States District Judge

Dated: January 19, 2012

cc: Clara Ann Dietel, Esq.  
Paul R. Kfoury, Sr., Esq.  
Debbie Lorusso Makris, Esq.